HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.19232 of 2006

Dated:18.09.2006

Between:

Kolanu Yadi Reddy and another.

…Petitioner

and

The State of A.P., and others.

…Respondent

HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.19232 of 2006

ORDER:

The two petitioners allegedly purchased the land in Survey Nos.284 to 290 situated at Bachupally Village of Quthbullapur Mandal in Ranga Reddy District, under registered sale deed dated 22.05.1964. When the Government issued notification purportedly under Section 22-A of the Registration Act, 1908, as applicable to the State of A.P., being G.O.Ms.No.280, dated 09.03.2005, prohibiting registrations in respect of the land, they filed W.P.No.18528 of 2006. This Court disposed of the said Writ Petition on 07.09.2006 directing the Sub-Registrar, Medchal, to register the documents as and when they are presented and if for any reason the documents cannot be registered, furnish reasons for such non-registration. At that stage the petitioners made an application to the fourth respondent to issue mutation proceedings under the provisions of the Andhra Pradesh Rights in Land and Pattadar Pass Books Act, 1971. The petitioners allege that the fourth respondent refused to receive the application. Therefore, the petitioners filed the instant Writ Petition seeking a direction to the fourth respondent to receive the application made by them and pass appropriate orders.

The learned Assistant Government Pleader for Revenue

(General) on instructions submits that the fourth respondent refused to receive the application as the land in Survey Nos.284 to 290 is a surplus land taken over by the Government under the Andhra Pradesh Land Reforms (Ceiling on Agricultural Holdings) Act, 1973 (for short 'the Land Reforms Act'), and that the land is a Government land.

After considering the submission of the learned Assistant Government Pleader, this Court is of considered opinion that even if the land vests in the Government absolutely by reason of the provisions of the Land Reforms Act, nothing prevents the Mandal Revenue Officer to accept the application and pass appropriate orders. Therefore, liberty is given to the petitioners to approach the Mandal Revenue Officer with a copy of this order. As and when the petitioners approach the Mandal Revenue Officer, he shall pass appropriate orders within a period of six weeks thereafter.

The Writ Petition, with the above observations and directions, is accordingly disposed of. No costs.

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(V.V.S.RAO, J)

18.09.2006
vs